

Oct 29, 2019

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

KEVIN JOE BRUNSON,

Petitioner,

v.

DONALD HOLBROOK,

Respondent.

NO: 4:19-CV-5151-RMP

ORDER DISMISSING PETITION
WITHOUT PREJUDICE

By Order filed August 5, 2019, the Court advised Petitioner, a prisoner at the

Washington State Penitentiary, of the deficiencies of his *pro se* Petition for Writ of

Habeas Corpus pursuant to 28 U.S.C. § 2241 and directed him to amend.

Petitioner is proceeding *in forma pauperis*; Respondent has not been served.

On September 5, 2019, Petitioner submitted a letter stating, “Both parties have agreed to end Habeas Corpus, Petition w/o any proceeding,” which the Court liberally construes as a Motion to Voluntarily Dismiss Petition under Federal Rule of Civil Procedure 41(a), ECF No. 11.

1 Accordingly, **IT IS ORDERED** that Plaintiff's Motion, ECF No. 11, is
2 **GRANTED** and the Petition is **DISMISSED WITHOUT PREJUDICE**.

3 **IT IS SO ORDERED.** The District Court Clerk is directed to enter this
4 Order, enter judgment of dismissal without prejudice, provide a copy to Petitioner
5 and close the file.

6 || DATED October 29, 2019.

s/ Rosanna Malouf Peterson
ROSANNA MALOUF PETERSON
United States District Judge